

# Rule-Making Fact Sheet

(5 MRSA §8057-A)

AGENCY: Department of Environmental Protection

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CHAPTER NUMBER AND RULE TITLE: 06-096 CMR 418, *Maine Solid Waste Management Rules:  
Beneficial Use of Solid Wastes* and

06-096 CMR 419, *Maine Solid Waste Management  
Rules: Agronomic Utilization of Residuals*

STATUTORY AUTHORITY: 38 M.R.S.A. 1304(1) and PL 2011 Chapter 304 (LD 1)

DATE AND PLACE OF PUBLIC HEARING: October 4, 2011  
DEP Response Building  
4 Blossom Lane  
Augusta, ME 04333

COMMENT DEADLINE: October 14, 2011

PRINCIPAL REASON OR PURPOSE FOR PROPOSING THIS RULE: PL 2011 Chapter 304 (LD 1) specifically requires that the Department adopt or amend rules as necessary that provide wood ash is not a solid waste if being used, reused or recycled as an effective substitute for commercial products.

ANALYSIS AND EXPECTED OPERATION OF THE RULE: The effect of the rule will be that the utilization of wood ash as an effective substitute for a commercial product (e.g. commercial agricultural lime) will not be subject to any of the licensing requirements of 06-096 CMR 418 or 06-096 CMR 419.

FISCAL IMPACT OF THE RULE: A minor positive impact is anticipated for the generators and users of wood ash in that the relatively minor cost associated with licensing would be eliminated. The rule change does not impose additional costs on the regulated community. A minor decrease (approximately \$3078/year) in department revenues is anticipated as a result of currently licensed wood ash programs no longer paying fees.

***FOR RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:***

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:

INDIVIDUALS OR GROUPS AFFECTED AND HOW THEY WILL BE AFFECTED:

BENEFITS OF THE RULE:

*Note: If necessary, additional pages may be used.*